

402 Rec'd PCT/PTO 23 SEP 1998
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Gordon W. Duff, *et al.*

Application No.: 09/037,472

Filed: March 10, 1998

Title: Detecting Genetic Predisposition to
Sight-Threatening Diabetic
Retinopathy

§
§
§
§
§
§
§
§
§
§
§

Group Art Unit: Unassigned SEP 29 1998

Examiner: Unassigned
SERVICE CENTER

Atty. Dkt. No.: 33174.73

RECEIVED

To the Assistant Commissioner
for Patents
Washington, D.C. 20231



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to:

Assistant Commissioner for Patents,
Washington, D.C. 20231

on September 21, 1998

Signature

NANCY STACEY

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

This Information Disclosure Statement, including completed Form PTO-1449, comprises a list of pertinent art of which applicants are aware. A copy of each publication listed on Form PTO-1449 is enclosed herewith. The submission of this Information Disclosure Statement and Form PTO-1449 is not an admission that the art cited is "prior" with respect to the present invention, nor is it a representation that no better art exists. Applicants hereby reserve the right to swear behind or otherwise disprove any alleged "prior" nature of any art cited should the facts support and the situation warrant such an action.

It is submitted that the art cited does not constitute a bar to the patentability of Applicants' invention under 35 U.S.C. § 102 or § 103.

In the event that an Office Action dated prior to the mailing of this Information Disclosure Statement has been issued, please charge Deposit Account 10-0447 in the amount of \$240.00, so that this Information Disclosure Statement may be considered under Rule 1.97(c).

Respectfully submitted,

A handwritten signature in cursive script, reading "Tamsen Valoir", is written over a horizontal line.

Tamsen Valoir, Ph.D.
Registration No. 41,417

JENKENS & GILCHRIST
1100 Louisiana, Suite 1800
Houston, Texas 77002
Telephone: 713/951-3381
Telecopier: 713/951-3314

Date: September 21, 1998